

THURSDAY, FEBRUARY 4, 1875.

The Senate met pursuant to adjournment.

The President *pro tem.* in the chair.

The roll was called and the following Senators answered to their names:

Mr. President, Messrs. Cottrell, Crawford, Fortner, Hendry, Hill, Howell, Johnson, Knight, Long, McAuley, McKinnon, Meacham, Oliveros, Parlin, Pope, Smith, Sturtevant, and Wallace—19.

A quorum present.

Prayer by the Chaplain.

Reading of the Journal.

Mr. Knight moved that the further reading of the Journal be dispensed with;

Which was agreed to, and the Journal was corrected and approved.

Under a suspension of the rule Mr. Johnson introduced Senate Bill No. 41;

Which was received and placed among the orders of the day.

Under a suspension of the rule Mr. Howell introduced Senate Bill No. 42;

Which was received and placed among the orders of the day.

Under a suspension of the rule Mr. Fortner introduced Senate Bill No. 43;

Which was received and placed among the orders of the day.

The Committee on State Affairs made the following report:

SENATE CHAMBER,
TALLAHASSEE, Fla., February 4, 1875. }

Hon. A. L. McCaskill, President of the Senate:

SIR: The Committee on State Affairs, to whom was referred Senate Bill No. 26, an act entitled An act to Provide for the Taking of the Census of the State of Florida, have carefully considered the same, and made the proper corrections, and recommend that it do pass.

Respectfully submitted,

ROBERT MEACHAM, Chairman.

Which was received and the accompanying bill placed among the orders of the day for a second reading.

The Committee on Commerce and Navigation made the following report:

SENATE CHAMBER,
TALLAHASSEE, Fla., February 4, 1875. }

Hon. A. L. McCaskill, President of the Senate:

SIR: The Committee on Commerce and Navigation, to whom was referred Senate Bill No. 9, to be entitled An act Declaring

Four-mile Creek, in Walton County, Navigable, have carefully examined the same, and recommend its passage. Respectfully submitted,

JOHN WALLACE, Chairman.

Which was received and the accompanying bill placed among the orders of the day.

ORDERS OF THE DAY.

Assembly Bill No. 40 :

A bill to be entitled An act to Authorize the Comptroller to Purchase Stationery for the Official Use of the Governor, Members of the Cabinet, and Legislature,

Was taken up, read first time by its title, and referred to the Committee on Finance and Taxation.

Senate Bill No. 37 :

A bill to be entitled An act for the Relief of G. H. Johnson, Was taken up, read first time by its title, and referred to the Committee on Claims.

Assembly Bill No. 19 :

A bill to be entitled An act to Authorize John Lloyd to Establish a Ferry Across Trout Creek, in Duval County,

Was taken up, read first time by its title, and referred to the Committee on Corporations.

Senate Bill No. 41 :

A bill to be entitled An act to Authorize John McKinney and George W. Martin to Erect a Dam for Milling Purposes Across the Ichuckanee River,

Was taken up and referred to the Committee on Commerce and Navigation.

Senate Bill No. 42 :

A bill to be entitled An act for the Appointment of Harbor Masters for the Ports of this State,

Was taken up, read first time by its title, and referred to the Committee on Commerce and Navigation.

Senate Bill No. 43 :

A bill to be entitled An act in Relation to Homesteads,

Was taken up, read first time by its title, and referred to the Committee on Public Lands.

Under a suspension of the rule Mr. Cottrell introduced Senate Bill No. 44 :

A bill to be entitled An act Relating to Jurors in Capital Cases,

Was taken up and referred to the Committee on Judiciary.

Senate Bill No. 26 :

A bill to be entitled An act to Provide for the Taking of the Census of the State of Florida,

Was taken up on its second reading.

Mr. Dennis moved that the bill be recommitted;

Which was agreed to.

Senate Bill No. 9:

A bill to be entitled An act Declaring Four-mile Creek, in Walton County, Navigable,

Was taken up, read a second time, and ordered to be engrossed for its third reading to-morrow.

Senate joint resolution relating to republican government,

Was taken up and read a second time.

Mr. Dennis moved that the rule be waived and the resolution be read the third time;

Which was agreed to, and the resolution was read the third time.

Mr. Dennis moved to reconsider the vote just taken to read a third time, and that the resolution be placed back upon its second reading, and ordered to be engrossed for its third reading to-morrow;

Which was agreed to.

The following message was received from the Assembly:

ASSEMBLY HALL,
TALLAHASSEE, Fla., February 3, 1875. }

Hon. A. L. McCaskill, President pro tem. of the Senate:

SIR: I am directed by the Assembly to inform the Senate that the Assembly has this day passed the following bills, viz.:

Assembly Bill No. 22:

A bill to be entitled an act to amend section two of An act to Establish and Keep in Good Repair the Public Roads and Highways in this State, approved February 19, 1874.

Assembly Bill No. 28:

A bill to be entitled An act Making Certificates of the Commissioner of Lands and Immigration Receivable in Evidence.

Assembly Bill No. 30:

A bill to be entitled An act to Legalize the Town Government of Tampa.

Assembly Bill No. 35:

A bill to be entitled an act to amend section four of An act Allowing the Voters of the Several Counties in this State to Locate their Respective County Sites, approved February 27, 1872.

Very respectfully,

H. S. HARMON,
Chief Clerk.

Assembly Bill No. 2:

A bill to be entitled An act to Repeal Section 27 of Chapter 1,987, Laws of Florida,

Was taken up and read the third time.

On the question, Shall the bill pass?

The roll was called with the following result :

Those voting in the affirmative were—

Mr. President, Messrs. Cottrell, Crawford, Dennis, Durkee, Fortner, Hendry, Hill, Howell, Johnson, Knight, Long, Lykes, McAuley, McKinnon, Meacham, Oliveros, Osgood, Parlin, Pope, Sturtevant, and Wallace—22.

Those voting in the negative were—None.

So the bill passed, title as stated.

Assembly Bill No. 14 :

A bill to be entitled An act to Prohibit the Attachment of Money Due for Wages,

Was taken up and read the third time.

On the question, Shall the bill pass ?

The vote was taken with the following result :

Those voting in the affirmative were—

Messrs. Cottrell, Crawford, Dennis, Fortner, Hendry, Hill, Johnson, Long, McKinnon, Meacham, Osgood, Parlin, Pope, Smith, Sturtevant, and Wallace—16.

Those voting in the negative were—

Messrs. Durkee, Howell, Knight, Lykes, McAuley, and Oliveros—6.

So the bill passed, title as stated.

Assembly joint resolution relating to census and apportionment, was taken up and read the third time.

On the question of the adoption of the resolution the roll was called with the following result :

Those voting in the affirmative were—

Mr. President, Messrs. Cottrell, Crawford, Dennis, Durkee, Fortner, Hendry, Hill, Howell, Long, Lykes, McAuley, McKinnon, Meacham, Osgood, Parlin, Pope, Smith, Sturtevant, and Wallace—20.

Those voting in the negative were—

Messrs. Johnson and Oliveros—2.

So the resolution was adopted.

Mr. Meacham moved that the consideration of the special order for 11 o'clock to-day be postponed to the same hour to-morrow ;

Which was agreed to.

Assembly joint resolution relative to annexation of West Florida to Alabama, was taken up and read the third time.

On the question of the adoption of the resolution the roll was called with the following result :

Those voting in the affirmative were—

Mr. President, Messrs. Cottrell, Dennis, Fortner, Hendry, Hill, McKinnon, Meacham, Oliveros, Osgood, Parlin, and Smith—12.

Those voting in the negative were—

Messrs. Crawford, Durkee, Howell, Johnson, Knight, Long, Lykes, McAuley, Pope, Sturtevant, and Wallace—11.

So the resolution was adopted.

The following message was received from the Assembly:

ASSEMBLY HALL,
TALLAHASSEE, Fla., February 4, 1875. }

To the Hon. A. L. McCaskill, President pro tem. of the Senate:

SIR: I am directed by the Assembly to inform the Senate that the Assembly has this day passed—

Senate Bill No. 21:

An act to More Particularly Define the Boundary Line of St. Johns County;

Also:

Assembly Bill No. 67:

A bill to be entitled An act Regulating the Sale of Railroad Tickets, and has adopted the enclosed constitutional amendments, except articles five and seven, which articles the Assembly refuses to adopt.

Very respectfully,

H. S. HARMON,
Clerk Assembly.

* Which was received, and the accompanying bills and amendments placed among the orders of the day.

Assembly Bill No. 35:

A bill to be entitled an act to amend section four of An act Allowing the Voters of the Several Counties of this State to Locate Their Respective County Sites, approved February 27, 1872,

Was taken up, read first time by its title, and referred to the Committee on Cities and County Organizations.

Assembly Bill No. 28:

A bill to be entitled An act Making Certificates of the Commissioners of Lands and Immigration Receivable in Evidence,

Was taken up, read first time by its title, and referred to the Committee on Judiciary.

Assembly Bill No. 22:

A bill to be entitled an act to amend section two of An act to Establish and Keep in Good Repair the Public Roads and Highways in this State, approved February 19, 1874,

Was taken up, read first time by its title, and referred to the Committee on City and County Organizations.

Assembly Bill No. 30:

A bill to be entitled An act to Legalize the Town Government of Tampa, Florida,

Was taken up, read first time by its title, and referred to the Committee on City and County Organizations.

Joint resolution proposing amendments to the Constitution of the State of Florida was taken up.

ARTICLE I.,

which reads as follows—

Section two of Article four of the Constitution is hereby amended so as to read as follows :

SECTION 2. From and after the first Tuesday after the first Monday in January, A. D. one thousand eight hundred and seventy-seven, the regular sessions of the Legislature shall be held biennially, commencing on said day and on the corresponding day of every second year thereafter, but the Governor may convene the same in extra session by his proclamation,

Was taken up and read.

On the question of the adoption of the article, the roll was called with the following result :

Those voting in the affirmative were—

Mr. President, Messrs. Cottrell, Crawford, Dennis, Durkee, Fortner, Hendry, Hill, Howell, Johnson, Knight, Long, Lykes, McAuley, McKinnon, Meacham, Osgood, Parlin, Pope, Smith, and Sturtevant—21.

Those voting in the negative were—

Mr. Wallace—1.

Two-thirds of the members of the Senate having voted in the affirmative, the article was declared adopted.

ARTICLE II.,

which reads as follows—

Section twenty-nine of Article four of the Constitution is hereby amended so as to read as follows :

SECTION 29. The Assembly shall have the sole power of impeachment, but a vote of two-thirds of all the members present shall be required to impeach any officer, and all impeachments shall be tried by the Senate. When sitting for that purpose the Senators shall be upon oath or affirmation, and no person shall be convicted without the concurrence of two-thirds of the Senators present. The Senate may adjourn to a fixed day for the trial of any impeachment, and may sit for the purpose of such trial, whether the Assembly be in session or not, but the time fixed for such trial shall not be more than six months from the time articles of impeachment shall be preferred by the Assembly. The Chief-Justice shall preside at all trials by impeachment, except in the trial of the Chief-Justice, when the

Lieutenant-Governor shall preside. The Governor, Lieutenant-Governor, members of the Cabinet, Justices of the Supreme Court, and Judges of the Circuit Court, shall be liable to impeachment for any misdemeanor in office, but judgment in such cases shall extend only to removal from office, and disqualification to hold any office of honor, trust, or profit under the State, but the party convicted or acquitted shall nevertheless be liable to indictment, trial and punishment according to law. All other officers who shall have been appointed to office by the Governor, and by and with the consent of the Senate, may be removed from office upon the recommendation of the Governor and consent of the Senate, but they shall nevertheless be liable to indictment, trial, and punishment according to law for any misdemeanor in office. All other civil officers shall be tried for misdemeanor in office in such manner as the Legislature may provide.

Was taken up and read.

On the question of the adoption of the Article, the roll was called with the following result:

Those voting in the affirmative were—

Mr. President, Messrs. Cottrell, Crawford, Dennis, Durkee, Fortner, Hendry, Hill, Howell, Johnson, Knight, Long, Lykes, McAuley, McKinnon, Meacham, Osgood, Parlin, Pope, Smith, Sturtevant, and Wallace—22.

Those voting in the negative were—None.

Two-thirds of the members of the Senate having voted in the affirmative the Article was declared adopted.

ARTICLE III.,

which reads as follows—

Section seven of Article twelve of the Constitution is hereby amended so as to read as follows:

SECTION 7. The Legislature shall have power to provide for issuing State bonds bearing interest for securing the debt of the State, for the erection of State buildings, and for the support of State institutions, but the credit of the State shall not be pledged or loaned to any individual company, corporation, or association; nor shall the State become a joint owner or stockholder in any company, association, or corporation. The Legislature shall not authorize any county, city, borough, township, or incorporated district to become a stockholder in any company, association, or corporation, or to obtain or appropriate money for, or to loan its credit to any corporation, association, institution, or individual.

Was taken up and read.

On the question, Shall the Article be adopted?

The roll was called with the following result:

Those voting in the affirmative were—

Mr. President, Messrs. Cottrell, Crawford, Dennis, Durkee, Fortner, Hendry, Hill, Howell, Knight, Long, Lykes, McAuley, McKinnon, Meacham, Osgood, Parlin, Pope, Smith, Sturtevant, and Wallace—21.

Those voting in the negative were—None.

Two-thirds of the members of the Senate having voted in the affirmative the Article was declared adopted.

ARTICLE IV.,

which reads as follows—

Section five of Article six of the Constitution is hereby amended so as to read as follows :

SECTION 5. The Supreme Court shall have appellate jurisdiction in all cases at law and in equity commenced in Circuit Courts and of appeal from the Circuit Court in cases arising in the County Court as a Court of Probate, and in the management of the estates of infants, and in all criminal cases commenced in the Circuit Court. The court shall have power to issue writs of mandamus, certiorari, prohibition, quo warranto, habeas corpus, and also all writs necessary or proper to the complete exercise of its jurisdiction. Each of the justices shall have the power to issue writs of habeas corpus to any part of the State upon petition by or on behalf of any person held in actual custody, and may make such writs returnable before himself or the Supreme Court, or any justice thereof, or before any Circuit Judge.

Section eight of Article six of the Constitution is hereby amended so as to read as follows :

SECTION 8. The Circuit Courts shall have original jurisdiction in all cases in equity, also in all cases at law in which the demand or the value of the property involved exceeds one hundred dollars, and of all cases involving the legality of any tax assessment, toll, or municipal fine, and of the action of forcible entry and unlawful detainer, and of actions involving the titles or right of possession of real estate, and of all criminal cases, except such as may be cognizable by law by inferior courts. They shall have appellate jurisdiction of matters pertaining to the probate jurisdiction and the estates and interests of minors in the County Courts, and of such other matters as may be provided by law, and final appellate jurisdiction in all civil cases arising in the court of a justice of the peace in which the amount or value of property involved is twenty-five dollars and upwards, and of misdemeanors tried before any Justice's or Mayor's Court. The Circuit Courts and judges shall have power to issue writs of mandamus, injunction, quo warranto,

certiorari, habeas corpus, and all writs proper and necessary to the complete exercise of their jurisdiction.

Section ten of Article six of the Constitution is hereby abrogated.

Section eleven of Article six of the Constitution is hereby amended so as to read as follows:

SECTION 11. The County Court shall have power to take probate of wills, to grant letters testamentary, and of administration and guardianship, to attend the settlement of the estates of decedents and minors, and to discharge the duties usually pertaining to Courts of Probate, subject to the direction and supervision of the appellate and equity jurisdiction of the Circuit Court as may be provided by law. And the County Judges shall have and exercise the civil and criminal jurisdiction of justices of the peace. They may also have jurisdiction of such proceedings relating to the forcible entry or unlawful detention of lands and tenements subject to the appellate jurisdiction of the Circuit Court as may be provided by law.

Section fifteen of Article six of the Constitution is hereby amended so as to read as follows:

SECTION 15. The Governor shall appoint as many Justices of the Peace as he may deem necessary. Justices of the Peace shall have jurisdiction in civil actions at law in cases in which the amount or value involved does not exceed one hundred dollars; and in criminal cases their powers shall be fixed by law. Their powers, duties, and responsibilities shall be regulated by law. They may hold their offices for the term of four years, subject to removal by the Governor for reasons satisfactory to him.

Was taken up and read.

On the question, Shall the Article be adopted?

The roll was called with the following result:

Those voting in the affirmative were—

Mr. President, Messrs. Cottrell, Crawford, Dennis, Durkee, Fortner, Hendry, Hill, Howell, Johnson, Long, McAuley, McKinnon, Meacham, Osgood, Parlin, Pope, Smith, Sturtevant, and Wallace—20.

Those voting in the negative were—None.

Two-thirds of the members of the Senate having voted in the affirmative the Article was declared adopted.

ARTICLE V.,

which reads as follows—

Section seven of Article six of the Constitution is hereby amended so as to read as follows:

SECTION 7. There shall be five Circuit Judges appointed by the Governor and confirmed by the Senate, who shall hold their respective offices for the term of six years from the time of their qualification. The State shall be divided into five Judicial Circuits as defined in this Constitution, and the judge of each circuit shall reside in the circuit to which he shall be appointed. Each judge shall hold the terms of the court at such times and places as may be prescribed by law, and he may hold special terms with or without juries. The Chief-Justice may, in his discretion, order a temporary exchange of circuits by the respective judges, or designate any judge to hold a general or special term, or part of a term, in any other circuit than that one in which he resides.

Section three of Article sixteen of the Constitution is hereby amended so as to read as follows :

SECTION 3. The several Judicial Circuits of the Circuit Courts shall be as follows :

The First Judicial Circuit shall be composed of the counties of Escambia, Santa Rosa, Walton, Holmes, Washington, Jackson, Calhoun, and Franklin.

The Second Judicial Circuit shall be composed of the counties of Liberty, Gadsden, Leon, Wakulla, Jefferson, Madison, Taylor, and La Fayette.

The Third Judicial Circuit shall be composed of the counties of Hamilton, Suwannee, Columbia, Baker, Bradford, Alachua, and Levy.

The Fourth Judicial Circuit shall be composed of the counties of Nassau, Duval, Clay, St. Johns, Putnam, Volusia, Orange, Brevard, and Dade.

The Fifth Judicial Circuit shall be composed of the counties of Marion, Sumter, Hernando, Hillsborough, Polk, Manatee, and Monroe.

Was taken up and read.

On the question, Shall the Article be adopted ?

The roll was called with the following result :

Those voting in the affirmative were—

Mr. President, Messrs. Cottrell, Crawford, Fortner, Johnson, Knight, Lykes, McAuley, McKinnon, Osgood, and Smith—11.

Those voting in the negative were—

Messrs. Dennis, Durkee, Hill, Howell, Long, Meacham, Parlin, Pope, Sturtevant, and Wallace—10.

The Article not having received the necessary two-thirds vote, it was declared not adopted.

Mr. Parlin moved that the Senate take a recess until five minutes before 12 o'clock ;

Which was agreed to, and the Senate was declared adjourned until five minutes of 12.

FIVE MINUTES BEFORE TWELVE.

The Senate resumed its session.

ARTICLE VI.,

which reads as follows—

Section twelve of Article six of the Constitution is hereby amended so as to read as follows :

SECTION 12. Grand and petit jurors shall be taken from the registered voters of the respective counties. The number of jurors for the trial of causes in any court may be fixed by law.

Was taken up and read.

On the question of the adoption of Article six, the roll was called with the following result :

Those voting in the affirmative were—

Mr. President, Messrs. Brantley, Cottrell, Crawford, Dennis, Durkee, Fortner, Hendry, Hill, Howell, Johnson, Knight, Long, Lykes, McAuley, McKinnon, Meacham, Oliveros, Osgood, Parlin, Pope, Smith, Sturtevant, and Wallace—24.

Those voting in the negative were—None.

Two-thirds of the members of the Senate having voted in the affirmative, the Article was declared adopted.

The hour of 12 having arrived the Senate proceeded to the Assembly to meet the Assembly in joint session.

JOINT SESSION.

The Legislature met in joint session according to adjournment.

The President *pro tem.* of the Senate occupying the chair.

The President of the Senate ordered the Secretary to call the roll of the Senate.

The roll was called and the following Senators answered to their names :

Mr. President, Messrs. Brantley, Cottrell, Crawford, Dennis, Durkee, Fortner, Hendry, Hill, Howell, Johnson, Knight, Long, Lykes, McAuley, McKinnon, Meacham, Oliveros, Osgood, Parlin, Pope, Smith, Sturtevant, and Wallace—24.

The President *pro tem.* of the Senate ordered the Chief Clerk to call the roll of the Assembly.

The roll was called and the following members answered to their names :

Mr. Speaker, Messrs. Armstrong, Avery, Berry, Browne, Bryan, Carter, Chadwick, Coleman, Corley, Dennis, Duncan, Ferrell, Fisher, Frisbee, Gass, Gillis, Grant, Harris, Hagan, Hicks, Hill, Jackson, Jones of Escambia, Jones of Bradford, Jones of Levy, Judge, Lee, Livingston, Martin, McAlpin, McGuire, Mitchell, Morehead, Montgomery, Nixon, Orman, Petty,

Pons, Proctor, Purman, Roberts, Russell, Small, Stanfill, Sutton, Tilghman, Thompson, Tucker, Washington, Wilson, and Witherspoon—52.

The President *pro tem.* of the Senate ordered the Secretary to read that portion of the Senate Journal of Saturday which related to the ballot for United States Senator.

The Journal was read, corrected, and approved.

Mr. Tilghman moved that the General Assembly proceed to ballot for a United States Senator;

Which was agreed to.

The roll of the General Assembly was then called with the following result:

For C. W. Jones—Messrs. McCaskill, Brantley, Fortner, Hendry, Knight, Lykes, McAuley, McKinnon, Oliveros, Smith, Hannah, Berry, Browne, Bryan, Carter, Corley, Duncan, Ferrell, Frisbee, Gillis, Hagan, Hicks, Jones of Bradford, Jones of Levy, Judge, McAlpin, McGuire, Mitchell, Orman, Pons, Roberts, Russell, Stanfill, and Wilson—34.

For S. B. McLin—Messrs. Dennis, Durkee, Hill, Howell, Johnson, Meacham, Osgood, Parlin, Pope, Sturtevant, Armstrong, Avery, Bass, Chadwick, Gass, Grant, Harris, Hill, Livingston, Martin, Montgomery, Nixon, Purman, and Tucker—24.

For Samuel Walker—Messrs. Long, Wallace, Coleman, Morehead, Thompson, and Washington—6.

For W. D. Bloxham—Mr. Sutton—1.

For blank—Messrs. Cottrell, Crawford, Jackson, Jones of Escambia, and Lee—5.

For James T. Magbee—Messrs. Dennis, Fisher, Petty, Proctor, Small, Tilghman, and Witherspoon—7.

Whole number of votes cast, 77.

Highest number of votes cast for any one candidate, 34.

No candidate having received a majority of votes cast the President *pro tem.* declared that there was no election.

Mr. Hicks arose to a question of privilege, and nominated C. W. Jones as a candidate for election as United States Senator.

Mr. Cottrell moved that the joint session adjourn until 12 o'clock to-morrow.

On the question of adjournment the yeas and nays were called with the following result:

Those voting in the affirmative were—

Messrs. Cottrell, Crawford, Dennis, Durkee, Hill, Howell, Johnson, Long, Meacham, Parlin, Pope, Sturtevant, Wallace, Armstrong, Avery, Bass, Chadwick, Coleman, Dennis, Fisher, Gass, Grant, Harris, Lee, Livingston, Martin, Morehead, Montgomery, Nixon, Petty, Proctor, Purman, Small, Sutton, Tilghman, Tucker, Washington, and Witherspoon—38.

Those voting in the negative were—

Mr. President, Messrs. Brantley, Fortner, Hendry, Knight, Lykes, McAuley, McKinnon, Oliveros, Osgood, Smith, Hannah, Berry, Browne, Bryan, Carter, Corley, Duncan, Ferrell, Frisbee, Gillis, Hagan, Hicks, Hill, Jones of Escambia, Jones of Bradford, Jones of Levy, Judge, McAlpin, McGuire, Mitchell, Orman, Pons, Roberts, Russell, Stanfill, Thompson, and Wilson—38.

So the joint session refused to adjourn.

Mr. Osgood moved that the General Assembly proceed to take another ballot for United States Senator.

Mr. Montgomery moved to lay the motion on the table.

On the motion to lay on the table, the yeas and nays were called with the following result :

Those voting in the affirmative were—

Messrs. Cottrell, Crawford, Dennis, Durkee, Hill, Howell, Johnson, Long, Meacham, Osgood, Parlin, Pope, Sturtevant, Wallace, Armstrong, Avery, Bass, Chadwick, Coleman, Dennis of Jackson, Ferrell, Fisher, Gass, Grant, Harris, Hill of La Fayette, Lee, Livingston, Martin, Morehead, Montgomery, Nixon, Orman, Petty, Proctor, Purman, Small, Sutton, Tilghman, Thompson, Tucker, Washington, and Witherspoon—43.

Those voting in the negative were—

Mr. President, Messrs. Brantley, Fortner, Hendry, Knight, Lykes, McAuley, McKinnon, Oliveros, Smith, Hannah, Berry, Browne, Bryan, Carter, Corley, Duncan, Frisbee, Gillis, Hagan, Hicks, Jones of Escambia, Jones of Bradford, Jones of Levy, Judge, McAlpin, McGuire, Mitchell, Pons, Roberts, Russell, Stanfill, and Wilson—33.

So the motion to proceed to another ballot was laid on the table.

Mr. Osgood moved that the joint assembly do now adjourn until to-morrow at 12 o'clock.

On the question of adjournment, the yeas and nays were called with the following result :

Those voting in the affirmative were—

Messrs. Cottrell, Crawford, Dennis, Durkee, Hill, Howell, Johnson, Long, Meacham, Osgood, Parlin, Pope, Sturtevant, Wallace, Armstrong, Avery, Bass, Chadwick, Coleman, Dennis of Jackson, Ferrell, Fisher, Gass, Grant, Harris, Hill of La Fayette, Lee, Livingston, Martin, Morehead, Montgomery, Nixon, Petty, Proctor, Purman, Small, Sutton, Tilghman, Thompson, Tucker, Washington, and Witherspoon—42.

Those voting in the negative were—

Mr. President, Messrs. Brantley, Fortner, Hendry, Knight, Lykes, McAuley, McKinnon, Oliveros, Smith, Hannah, Berry, Browne, Bryan, Carter, Corley, Duncan, Frisbee, Gillis, Hagan,

Hicks, Jones of Escambia, Jones of Bradford, Jones of Levy, Judge, McAlpin, McGuire, Mitchell, Orman, Pons, Roberts, Russell, Stanfill, and Wilson—34.

So the joint session was declared adjourned accordingly.

SESSION OF SENATE.

The Senate returned to its Chamber and proceeded with its regular business.

Mr. Dennis moved that the Senate adjourn until to-morrow at 10 o'clock.

On the question of adjournment, the yeas and nays were called with the following result :

Those voting in the affirmative were—

Mr. President, Messrs. Dennis, Durkee, Hendry, Hill, Howell, Long, McKinnon, Meacham, Osgood, Parlin, Pope, and Sturtevant—14.

Those voting in the negative were—

Messrs. Brantley, Cottrell, Crawford, Fortner, Johnson, Knight, Lykes, McAuley, Oliveros, and Wallace—9.

So the Senate was declared adjourned accordingly.

FRIDAY, FEBRUARY 5, 1875.

The Senate met pursuant to adjournment.

The President *pro tem.* in the chair.

The roll was called and the following Senators answered to their names :

Mr. President, Messrs. Brantley, Cottrell, Crawford, Durkee, Fortner, Hendry, Hill, Howell, Johnson, Knight, Long, Lykes, McAuley, McKinnon, Meacham, Oliveros, Osgood, Parlin, Pope, Smith, and Sturtevant—22.

A quorum present.

Prayer by the Chaplain.

Reading of the Journal.

Mr. Osgood moved that the further reading of the Journal be dispensed with ;

Which was agreed to, and the Journal was approved.

Mr. Cottrell offered the following resolution :

Resolved, That the President of the Senate appoint a committee of three members, who shall investigate the charges of corruption made against members of this Legislature, in joint assembly, in the speech of the honorable Mr. Hicks, member of the Assembly, from the county of Dade, made in the joint